

DOCKET NO. 2015GS3201700

The State of South Carolina

County of Lexington

COURT OF GENERAL SESSIONS

JULY TERM 2015

**THE STATE
vs.**

Dylann Storm Roof

CDR #: 0179

Indictment for

Possession of Controlled Substance

§ 44-53-0370(d)(2)

DONALD V. MYERS, SOLICITOR

WITNESSES

Columbia Police Department

Brandon M Fitzgerald

Law Enforcement Case #: 150005592

SR

ARREST WARRANT NUMBER

2015A4021600503

ACTION OF GRAND JURY

TRUE BILL

Foreperson of Grand Jury

Date: 7/13/2015

VERDICT

A TRUE COPY
Lex. Ct. C.G.P., C.G. & F.G.

Foreperson of Petit Jury

Date:

STATE OF SOUTH CAROLINA)
)
COUNTY OF LEXINGTON)
)

INDICTMENT FOR
Possession of Controlled Substance

§ 44-53-0370(d)(2)

At a Court of General Sessions, convened on July 2015, the Grand Jurors of Lexington County present upon their oath:

That **Dylann Storm Roof** did, in Lexington County, South Carolina, on or about February 28, 2015, unlawfully and knowingly or intentionally possess a quantity of Suboxone, a Schedule III, controlled substance, all in violation of § 44-53-370(d)(2) of the Code of Laws of South Carolina (1976), as amended.

A TRUE COPY

Lex. Co. C.C.P., G.S. & F.C.

Against the peace and dignity of the State, and contrary to the statute in such case made and provided.


ASSISTANT SOLICITOR

ARREST WARRANT

2015A4021600503

STATE OF SOUTH CAROLINA

County/ Municipality of

City of Columbia

THE STATE

Dylann Storm Roof

Address: 10428 Gamers Ferry Rd

Columbia, SC -

Phone: SSN: DL State: M Race: W Height: 5 9 Weight: 120

DOB: 4/3/1994 Agency ORI #: SC0400100

Prosecuting Agency: Columbia Police Department

Prosecuting Officer: Brandon M Fitzgerald - 22847

Offense: Possession of Schedule III Drugs/Drugs / Possession of other controlled sub. in Sched. I to V

Offense Code: 0179

Code/Ordinance Sec: 44-53-0370(d)(2)

This warrant is CERTIFIED FOR SERVICE in the

County/ Municipality of

is to be arrested and brought before me to be dealt with according to the law. The accused

Signature of Judge

Date:

RETURN

A copy of the arrest warrant was delivered to defendant Dylann Storm Roof

Signature of Constable/Law Enforcement Officer

RETURN WARRANT TO:

City Of Columbia Municipal Court
811 Washington Street
Columbia, SC 29201

ORIGINAL

ORIGINAL

STATE OF SOUTH CAROLINA

County/ Municipality of

City of Columbia

Personally appeared before me the affiant Brandon M Fitzgerald

being duly sworn deposes and says that defendant Dylann Storm Roof

did within this county and state on or about 2/28/2015

violate the criminal laws of the State of South Carolina (or ordinance of County/ Municipality of City of Columbia

in the following particulars:

DESCRIPTION OF OFFENSE: Possession of Schedule III Drugs/Drugs / Possession of other controlled sub. in Sched. I to V - 1st offense

I further state that there is probable cause to believe that the defendant named above did commit the crime set forth and that probable cause is based on the following facts:

On 02/28/2015 at approx 2045 hours while at 100 Columbian Circle, city of Columbia, county of Lexington the affiant made consensual contact with the def after receiving a couple of store complaints on him. Upon making contact with the def affiant received consent to search his person and located (1) white unlabeled pill bottle containing multiple orange in color strips believed to be suboxone. Post Miranda the def stated that he was given the substance by a friend and that he did not have a prescription. Affiant confirmed substance as a Schedule III through poison control.

Signature of Affiant

STATE OF SOUTH CAROLINA

County/ Municipality of

City of Columbia

Affiant's Address Columbia Police Department

Columbia, SC 29201-

Affiant's Telephone (803)545-3500

ARREST WARRANT

TO ANY LAW ENFORCEMENT OFFICER OF THIS STATE OR MUNICIPALITY OR ANY CONSTABLE OF THIS COUNTY:

Il appearing from the above affidavit that there are reasonable grounds to believe that

on or about 2/28/2015

defendant Dylann Storm Roof

did violate the criminal laws of the State of South Carolina (or ordinance of County/ Municipality of City of Columbia

) as set forth below:

DESCRIPTION OF OFFENSE: Possession of Schedule III Drugs/Drugs / Possession of other controlled sub. in Sched. I to V - 1st offense:

Having found probable cause and the above affiant having sworn before me, you are empowered and directed to arrest the said defendant and bring him or her before me forthwith to be dealt with according to law. A copy of this Arrest Warrant shall be delivered to the defendant at the time of its execution, or as soon thereafter as is practicable. Sworn to and subscribed before me on 3/1/2015

Judge's Address

P.O. Box 644

Columbia, SC 29202

Judge's Telephone (803)545-3128

Signature of Issuing Judge Russell T. Spencer

Judge Code: 6674

Issuing Court: Magistrate

Municipal

Circuit

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STATE OF SOUTH CAROLINA
COUNTY OF LEXINGTON

FILED

IN THE COURT OF GENERAL SESSIONS
2015A4021600503

2015 JUN 18 P 12:57

THE STATE

vs.

DETHA A. CARRIG
CLERK OF COURT
LEXINGTON SC

MOTION TO SUBSTITUTE COUNSEL

Dylann Storm Roof,

Defendant.

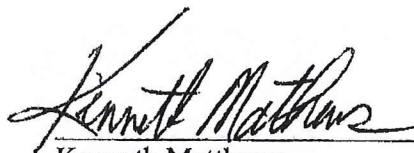
CE
ORIGINAL

I, Kenneth Matthews, hereby request the Court to relieve me as appointed counsel for the Defendant, Dylann Storm Roof, and to appoint Boyd Young of the Richland County Bar to represent him.

Mr. Roof is charged with Drugs/ Possession of other controlled sub. In Sched I to V -- 1st offense. I ~~was~~ agreed to represent Mr. Roof in exchange for a fee. This fee was never paid.

Boyd Young is a member in good standing in the South Carolina and Richland County bars. He consents to appointment.

Thus, I hereby request that the Court relieve me as counsel and appoint Mr. Young to represent Mr. Roof.



Kenneth Matthews
1331 Laurel Street
Columbia, SC 29202
Tel: (803) 252-1242

June 18, 2015

A TRUE COPY

Lex. Co. C.C.P., G.S. & F.C.

I am a member in good standing in the South Carolina and Richland County bars. I am willing
to be appointed as counsel for Mr. Roof.

2015 JUN 18 P 12:57

LEITH A. GARRISS
CLERK OF COURT
LEXINGTON SC

Kate Cone for Boyd Young
Boyd Young
1330 Lady Street, Suite 401
Columbia, South Carolina, 29201

June 18, 2015

TEL: (803)734-7818

A TRUE COPY
[Signature]
Lex. Ct. C.C.P., G.S. & F.C.

ORIGINAL

STATE OF SOUTH CAROLINA) IN THE COURT OF GENERAL SESSIONS

COUNTY OF LEXINGTON 2015 MAY 15 PM 12:46) REQUEST FOR DISCOVERY

The State,

vs.

Dylann Storm Roof,
Defendant.

SOUTH CAROLINA
CLERK OF COURT
LEXINGTON SC

Warrant # 2015A4021600503

TO: DEFENDANT DYLANN STORM ROOF AND/OR KENNETH MATHEWS, THE
DEFENDANT'S ATTORNEY OF RECORD

As the Defendant, Dylann Storm Roof, has requested disclosure under subdivisions (a)
(1) (C) and (a)

(1) (D) of Rule 5 of the S.C. rules of Criminal Procedure and as the State has
complied with such request, the State hereby requests disclosure of evidence by
the Defendant as mandated under subdivisions (b)(1)(A) and (b)(1)(A) of Rule 5,
to wit:

(b)(1)(A): The Defendant shall permit the State to inspect and copy books, pages,
documents, photographs, tangible objects, or copies or portions thereof, which are
within the possession, custody, or control of the Defendant and which the Defendant
intends to introduce as evidence in chief at trial. AND

(b)(1)(B): The Defendant shall permit the State to inspect and copy any results of
reports of physical or mental examinations and of scientific tests or experiments
made in connection with the particular case, or copies thereof, within the
possession, or control of the Defendant, which the Defendant intends to introduce as
evidence in chief at the trial, or which were prepared by a witness whom the
Defendant intends to call at trial when the results or reports relates to the witness
testimony.

Pursuant to South Carolina Rule of Criminal Procedure 5(e), the State requests notice
of the Defendant's intent to offer an alibi defense. Rule 5 (e) provides in pertinent part:

- (1) Notice of Alibi by Defendant: Upon written request of the prosecution
stating the time, date, and place at which the alleged offense occurred, the
defendant shall serve within ten days, or at such times as the court may
direct, upon the prosecution a written notice of his and/or her intention to
offer an alibi defense. The notice shall state the specific place or places at
which the defendant claims to have been at the time of the alleged offense
and the names and addresses of the witnesses upon whom he and/or she
intends to rely to establish such alibi.

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Lex. Co. C.C.P., G.S. & F.C.

- (2) Disclosure by Prosecution: Within ten days after the defendant serves his and/or her notice, but in no event less than ten days before trial, or as the court may otherwise direct, the prosecution shall serve upon the defendant or his attorney the names and addresses of witnesses upon whom the State intends to rely to establish defendant's presence at the scene of the alleged crime.
- (3) Continuing Duty to Disclose. Both parties shall be under a continuing duty to promptly disclose the names and addresses of additional witnesses whose identity, if known, should have been included in the information furnished under subdivision (1) or (2).
- (4) Failure to Disclose. If either party fails to comply with the requirements of this rule, the court may exclude the testimony of any undisclosed witness offered by either party. Nothing in this rule shall limit the right of the defendant to testify on his and/or her own behalf.

With respect to Rule 5 (e), this is a request of the prosecution stating the time, date and place the alleged offenses occurred, to wit: on or about February 28, 2015 at 100 Columbiana Circle.

Notice of the Defense of Insanity or Plea of Guilty but Mentally ill: the Defendant shall give written notice of any intention to reply upon the defense of insanity or a plea of guilty but mentally ill at the time of the crimes. Said notice shall be served upon the undersigned within ten (10) days of this request

If, prior to or during trial, the Defendant discovers additional evidence or material previously requested or ordered, which is subject to discovery or inspection under Rule 5, the Defendant shall promptly notify the State or its attorney or the Court of the existence of the additional evidence or material as required by subdivision (c) of Rule 5.

/s

Sutania Radlein
Assistant Solicitor

May 15, 2015
Lexington, SC

A TRUE COPY

Lex. Co. C.C.P., G.S. & F.C.